

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DOBSON BROTHERS)
CONSTRUCTION, Company, a)
Nebraska corporation,)

Plaintiff,)

v.)

RATLIFF, Inc., an Oklahoma)
corporation, and AMERICAN)
CONTRACTORS INDEMNITY)
COMPANY, a California corporation,)

Defendants.)

4:08CV3103

MEMORANDUM AND ORDER

A dispute has arisen over the procedure for filing and responding to plaintiff's pending motion compel, (filing no. 137). The plaintiff requests a prompt resolution of the motion because "the discovery requested directly impacts the Plaintiff's response to the Defendant's motion for summary judgment." (Filing No. 137). Upon further consideration,

IT IS ORDERED:

- 1) The plaintiff is granted leave to file a brief in support of its motion to compel, the brief to be filed on or before October 12, 2011.
- 2) The defendant's brief in opposition to the motion to compel shall be filed on or before October 24, 2011.
- 3) No reply shall be filed absent leave of the court for good cause shown.

DATED this 5th day of October, 2011.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge